

AN ORDINANCE **101592**

AUTHORIZING THE EXECUTION OF A CONTRACT CHANGE FOR AN ADDITIONAL \$212,480.00 FROM THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES (TDSHS) TO AUGMENT FUNDING SUPPORT FOR THE TITLE V FAMILY PLANNING PROGRAM OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT (SAMHD) AND EXTEND THE PERIOD FROM AUGUST 31, 2005 TO DECEMBER 31, 2005; REVISING THE PROGRAM BUDGET; AMENDING THE PERSONNEL COMPLEMENT; AND AUTHORIZING PAYMENTS FOR CONTRACTUAL SERVICES.

* * * * *

WHEREAS, the Texas Department of State Health Services (TDSHS) provides annual financial assistance to the San Antonio Metropolitan Health District (SAMHD) to supplement the delivery of comprehensive public health services in order to protect the health of all residents within the jurisdiction of the SAMHD; and

WHEREAS, these services include family planning services for individuals who do not qualify for Medicaid; and

WHEREAS, Ordinance 99544, passed and approved on August 12, 2004, authorized the execution of Contract 7460020708A 2005 between the City of San Antonio and TDSHS, covering operation of the Public Health State Support Project 2004/2005 in the SAMHD; and

WHEREAS, TDSHS has now offered Contract Change Notice No. 06, Attachment 03B to the above contract, that offers an additional \$212,480.00 to augment support for the Title V Family Planning Program of the SAMHD and extend the period through December 31, 2005; and

WHEREAS, it is now necessary to authorize the execution of the contract change from TDSHS, revise the program budget, amend the personnel complement, and authorize payments for contractual services; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The City Manager, or his designee, is hereby authorized to execute Contract Change Notice No. 06, Attachment No. 03B to Grant Contract 7460020708A 2005, with TDSHS totaling \$212,480.00 to augment funding for the Title V Family Planning Program of the SAMHD and extend the period through December 31, 2005. A copy of Contract Change Notice No. 06, Attachment 03B, is attached hereto and incorporated herein for all purposes as Attachment I.

SECTION 2. Fund 26016000, Funds Center 3606290000, Cost Center 3606290001, Internal Order 136000000250 entitled "2004-05 Title V Family Planning Program", has been designated for use in accounting for the fiscal transactions of this program.

SECTION 3. The additional sum of \$212,480.00 is hereby appropriated in the above-designated fund, GL Account No. 4501110, Grants from State Agencies – Operating, and the budget set out in Attachment II is approved and adopted for entry on the City books.

SECTION 4. The additional co-payments of \$500.00 obtained from patients receiving services through the Title V Family Planning Program, Fund Center 3606290000, will be deposited in Fund 26016000, GL 4501160.

SECTION 5. Payments in a total aggregate amount not to exceed \$58,165.00 are hereby authorized to be paid for professional contract sonogram services for the period September 1, 2004 through December 31, 2005. These payments will be made from Fund 26016000, Fund Center 3606290000, Cost Center 3606290001, Internal Order 136000000250, GL 5201040 Fees to Professional Contractors, on a fee-for-service basis.

SECTION 6. The twenty-one (21) personnel positions set out in Attachment II are hereby authorized for the activities thereon.

SECTION 7. The Director of Finance may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific fund numbers, and internal order numbers and SAP GL numbers as necessary to carry out the purpose of this ordinance.

SECTION 8. Should the grant awarded be in an amount other than that budgeted for, or should the grant contain terms and conditions different than those currently existing, acceptance of the grant, budget and corresponding personnel complement will be subject to subsequent City Council ordinance.

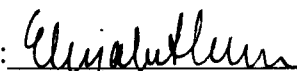
SECTION 9. This ordinance shall be effective on and after October 30, 2005.

PASSED AND APPROVED this 20th day of October, 2005.


MAYOR

PHIL HARDBERGER

ATTEST: 
City Clerk

APPROVED AS TO FORM: 
City Attorney

Agenda Voting Results

Name: 21, 22 & 23

Date: 10/20/05

Time: 02:01:45 PM

Vote Type: Multiple selection

Description: An Ordinance authorizing the execution of a contract change for an additional \$212,480.00 from the Texas Department of State Health Services (TDSHS) to augment funding support for the Title V Family Planning Program of the San Antonio Metropolitan Health District (SAMHD) and extend the period from August 31, 2005 to December 31, 2005; revising the program budget; amending the personnel complement; and authorizing payments for contractual services. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

Voter	Group	Status	Yes	No	Abstain
ROGER O. FLORES	DISTRICT 1		x		
SHEILA D. MCNEIL	DISTRICT 2		x		
ROLAND GUTIERREZ	DISTRICT 3		x		
RICHARD PEREZ	DISTRICT 4		x		
PATTI RADLE	DISTRICT 5		x		
DELICIA HERRERA	DISTRICT 6		x		
ELENA K. GUAJARDO	DISTRICT 7		x		
ART A. HALL	DISTRICT 8		x		
KEVIN A. WOLFF	DISTRICT 9		x		
CHIP HAASS	DISTRICT_10		x		
MAYOR PHIL HARDBERGER	MAYOR		x		

ATTACHMENT I
Title V Project 2004-2005
TDSHS Contract No. 7460020708A 2005
Fund No. 26016000

ESTIMATED REVENUES

	<u>SAP GL No.</u>	<u>CURRENT BUDGET</u>	<u>ADD (DEDUCT)</u>	<u>REVISED BUDGET</u>
Attachment #03B				
Title V FP Patient Co-pay	4501110	537,440	212,480	749,920
Total Estimated Revenues	4501160	10,000	500	10,500
		\$ 547,440	212,980	760,420

APPROPRIATIONS

Title V Family Planning Program
Activity: 36-06-29 09/01/04 to 12/31/05
Cost Center 3606290001
Internal Order 136000000250

Regular Salaries & Wages	5101010	245,000	130,000	375,000
Language Skill Pay	5101050	1,800	0	1,800
Retirement Benefits - Soc. Sec.	5103005	18,743	10,057	28,800
Life Insurance	5103010	558	0	558
Personal Leave Buy Back Pay	5103035	2,200	(1,150)	1,050
Car Expense Allowance	5103055	1,500	(1,000)	500
Retirement Benefits - TMRS	5105010	28,493	10,739	39,232
Education	5201025	0	155	155
Fees to Professional Contractors	5201040	55,000	3,165	58,165
Temporary Services	5202010	500	3,000	3,500
Membership Dues and Licenses	5203050	500	(450)	50
Binding, Printing & Reproduction	5203060	250	500	750
Transportation Fees	5203090	0	3,500	3,500
Maintenance & Repair-Buildings & Imprv	5204050	5,000	0	5,000
Mail and Parcel Post Service	5205010	50	0	50
Travel - Official	5207010	250	2,012	2,262
Office Supplies	5302010	6,548	912	7,460
Chemicals, Medical & Drugs	5304040	132,322	0	132,322
Communications: Telephones	5403010	50	5,326	5,376
Pagers	5403030	0	36	36
Automatic Data Processing Services	5403520	1,000	(250)	750
Workers' Disability Compensation	5405020	2,724	0	2,724
Liability, Hazard & Fidelity Insurance	5405030	2,172	0	2,172
Flexible Benefits Contribution	5405040	25,240	0	25,240
Indirect Cost	5406530	8,540	24,648	33,188
Computer Equipment	5501000	5,000	21,780	26,780
Furniture & Fixtures	5501065	4,000	0	4,000
Total Appropriations		\$ 547,440	212,980	760,420

PERSONNEL COMPLIMENT

Activity 36-06-29
Cost Center 3606290001
Internal Order 136000000250

	<u>PREVIOUS POSITIONS</u>	<u>ADD (DEDUCT)</u>	<u>REVISED POSITIONS</u>
0010 Office Assistant (.50 FTE)	1	0	1
0040 Administrative Assistant I	1	0	1
0046 Management Analyst	1	0	1
0067 Administrative Aide	2	0	2
0239 Public Health Aide	2	0	2
0239 Public Health Aide (.50 FTE)	1	(1)	0
0243 Public Health Nurse Practitioner	2	(1)	1
0243 Public Health Nurse Practitioner (.50 FTE)	1	0	1
0244 Senior Public Health Nurse	2	0	2
0244 Senior Public Health Nurse (.50 FTE)	1	0	1
0246 Public Health Nurse	2	0	2
0261 Senior Public Health Physician	0	1	1
0261 Senior Public Health Physician (.50 FTE)	2	1	3
0866 Special Projects Manager	1	0	1
0282 Health Program Specialist	1	0	1
0896 Department System Specialist	1	0	1
	21	0	21

AN ORDINANCE

AUTHORIZING THE ACCEPTANCE OF AN ADDITIONAL \$212,480.00 FROM THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES (TDSHS) TO AUGMENT FUNDING SUPPORT FOR THE TITLE V FAMILY PLANNING PROGRAM IN THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT AND EXTEND THE PERIOD FROM AUGUST 31, 2005 TO DECEMBER 31, 2005; AUTHORIZING THE EXECUTION OF A CONTRACT CHANGE WITH TDSHS; REVISING THE PROGRAM BUDGET; AMENDING THE PERSONNEL COMPLEMENT; AND AUTHORIZING PAYMENTS FOR CONTRACTUAL SERVICES.

* * * * *

WHEREAS, the Texas Department of State Health Services (TDSHS) provides annual financial assistance to the San Antonio Metropolitan Health District (SAMHD) to supplement the delivery of comprehensive public health services in order to protect the health of all residents within the jurisdiction of the SAMHD; and

WHEREAS, these services include family planning services for individuals who do not qualify for Medicaid; and

WHEREAS, Ordinance 99544, passed and approved on August 12, 2004, authorized the execution of Contract 7460020708A 2005 between the City of San Antonio and TDSHS, covering operation of the Public Health State Support Project 2004/2005 in the SAMHD; and

WHEREAS, Ordinance 99599, authorized the execution of Contract Change Notice No. 01, Attachment No. 03 to the above contract, and the acceptance of \$637,440.00 in order to renew support for the Title V Family Planning Program of the SAMHD for the period September 1, 2004 through August 31, 2005; and

WHEREAS, Ordinance 101108, passed and approved July 7, 2005, authorized the execution of Change Notice No. 04, Attachment No. 03A to the above contract to transfer \$100,000.00 from the Title V Family Planning Program to the Title V Maternal and Child Health Program; and

WHEREAS, TDSHS has now offered Contract Change Notice No. 06, Attachment 03B to the above contract, that offers an additional \$212,480.00 to augment support for the Title V Family Planning Program of the SAMHD and extend the period through December 31, 2005; and

WHEREAS, it is now necessary to authorize the execution of the contract change notice from TDSHS, revise the program budget, amend the personnel complement, and authorize payments for contractual services; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The City Manager, or his designee, is hereby authorized to accept and execute Contract Change Notice No. 06, Attachment No. 03B to Grant Contract 7460020708A 2005, with TDSHS

totaling \$212,480.00 to augment funding for the Title V Family Planning Program in the SAMHD and extend the period through December 31, 2005. A copy of Contract Change Notice No. 06, Attachment 03B, is attached and incorporated herein for all purposes as Attachment II.

SECTION 2. Fund 26016000, Funds Center 3606290000, Cost Center 3606290001, Internal Order 136000000250 entitled "2004-05 Title V Family Planning Program", has been designated for use in accounting for the fiscal transactions of this program.

SECTION 3. The additional sum of \$212,480.00 is hereby appropriated in the above-designated fund, GL Account No. 4501110, and the budget set out in Attachment I is approved and adopted for entry on the City books.

SECTION 4. The additional co-payments of \$500.00 obtained from patients receiving services through the Title V Family Planning Program, Fund Center 3606290000, will be deposited in Fund 26016000, GL 4501160.

SECTION 5. Payments in a total aggregate amount not to exceed \$58,165.00 are hereby authorized to be paid for professional contract sonogram services for the period September 1, 2004 through December 31, 2005. These payments will be made from Fund 26016000, Fund Center 3606290000, Cost Center 3606290001, Internal Order 136000000250, GL 5201040 Fees to Professional Contractors, on a fee-for-service basis.

SECTION 6. The twenty-one (21) personnel positions set out in Attachment I are hereby authorized for the activities thereon.

SECTION 7. The Director of Finance may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific fund numbers, account numbers, cost centers, and internal order numbers as necessary to carry out the purpose of this ordinance.

SECTION 8. Should the grant awarded be in an amount other than that budgeted for, or should the grant contain terms and conditions different than those currently existing, acceptance of the grant, budget and corresponding personnel complement will be subject to subsequent City Council ordinance.

SECTION 9. This ordinance shall be effective on and after the tenth day after passage hereof.

PASSED AND APPROVED this _____ day of October, 2005.

M A Y O R

ATTEST:

City Clerk

APPROVED AS TO FORM: _____

City Attorney



ATTACHMENT I

DEPARTMENT OF STATE HEALTH SERVICES
1100 WEST 49TH STREET
AUSTIN, TEXAS 78756-3199

STATE OF TEXAS

DSHS Document No. 7460020708A2005

COUNTY OF TRAVIS

Contract Change Notice No. 06

The Department of State Health Services, hereinafter referred to as RECEIVING AGENCY, did heretofore enter into a contract in writing with SAN ANTONIO METROPOLITAN HEALTH DISTRICT hereinafter referred to as PERFORMING AGENCY. The parties thereto now desire to amend such contract attachment(s) as follows:

SUMMARY OF TRANSACTION: ATT NO. 03B CHS-FEE FOR SERV.-FAMILY PLANNING
Revised Contract Total: 749,920.00

REVISED TERM: September 01, 2004 THRU: December 31, 2005

All terms and conditions not hereby amended remain in full force and effect.

EXECUTED IN DUPLICATE ORIGINALS ON THE DATES SHOWN.

Authorized Contracting Entity (type above if different
from PERFORMING AGENCY) for and in behalf of:

PERFORMING AGENCY:

**SAN ANTONIO METROPOLITAN HEALTH
DISTRICT**

By: _____
(Signature of person authorized to sign)

(Name and Title)

Date: _____

RECOMMENDED:

By: _____
(PERFORMING AGENCY Director, if different
from person authorized to sign contract)

RECEIVING AGENCY:

DEPARTMENT OF STATE HEALTH SERVICES

By: _____
(Signature of person authorized to sign)

Bob Burnette, Director
Client Services Contracting Unit

(Name and Title)

Date: _____

KR CSCU - Rev. 6/05

DETAILS OF ATTACHMENTS

Att/ Amd No.	DSHS Program ID/ DSHS Purchase Order Number	Term		Financial Assistance		Direct Assistance	Total Amount (DSHS Share)
		Begin	End	Source of Funds*	Amount		
01	M&D C038557000	09/01/04	08/31/05	State	0.00	0.00	0.00
02A	CHS/FEE C038766000	09/01/04	08/31/05	State 93.994	361,633.00	0.00	361,633.00
03B	CHS/FEE-FP	09/01/04	12/31/05	State	749,920.00	0.00	749,920.00
04A	CHS/TTLXX	09/01/04	08/31/05	93.667	362,257.00	0.00	362,257.00
DSHS Document No.7460020708A2005 Change No. 06					Totals	\$ 0.00	\$1,473,810.00

*Federal funds are indicated by a number from the Catalog of Federal Domestic Assistance (CFDA), if applicable. REFER TO BUDGET SECTION OF ANY ZERO AMOUNT ATTACHMENT FOR DETAILS.

DOCUMENT NO. 7460020708A-2005
ATTACHMENT NO. 03B

PERFORMING AGENCY: SAN ANTONIO METROPOLITAN HEALTH DISTRICT

RECEIVING AGENCY PROGRAM: COMMUNITY HEALTH SERVICES SECTION

TERM: September 01, 2004 THRU: December 31, 2005

It is mutually agreed by and between the contracting parties to amend the conditions of Document No. 7460020708A2005 -03A as written below. All other conditions not hereby amended are to remain in full force and effect.

SECTION I. SCOPE OF WORK is revised to include the following:

PERFORMING AGENCY shall perform no elective abortion procedures, shall neither contract with nor provide funds to any individual or entity for the performance of elective abortions, and shall submit no claims to RECEIVING AGENCY for reimbursement of direct or indirect costs (including overhead, rent, phones, and utilities) of abortion procedures.

If PERFORMING AGENCY is affiliated with an entity that performs elective abortion procedures or becomes affiliated with an entity that performs elective abortions at any time during the term of this contract,

1. PERFORMING AGENCY and its abortion-services affiliate must be legally separate corporations, with separate articles of incorporation and separate bylaws. If PERFORMING AGENCY is a State or local governmental entity, the abortion-services affiliate must be a legally separate organization with a separate governing structure.
2. PERFORMING AGENCY and its abortion-services affiliate must have easily distinguishable names.
3. PERFORMING AGENCY and its abortion-services affiliate must have separate boards of directors or governing bodies which meet separately and maintain separate records.
4. PERFORMING AGENCY may not transfer any funds distributed under RECEIVING AGENCY Strategy B.1.3 to its abortion-services affiliate. PERFORMING AGENCY must assure that its affiliated entity apportions fair value for any shared expenses or costs (including overhead, rent, phones, equipment, and utilities) in accordance with generally accepted accounting principles.

5. PERFORMING AGENCY shall assure that any person employed part-time by PERFORMING AGENCY and by its abortion-services affiliate shall contemporaneously maintain accurate time records, similar to time records maintained by attorneys, though not necessarily by means of an automatic recording device such as a "time clock", that clearly reflect the work performed for each employer.
6. If PERFORMING AGENCY and its abortion-services affiliate are located at the same physical location, PERFORMING AGENCY shall assure that the existence and separate nature of the affiliate relationship is clearly reflected by appropriate signage in areas accessible to the public.
7. PERFORMING AGENCY and its abortion-services affiliate must each maintain records adequate to show compliance with the foregoing requirements.

SECTION II. SPECIAL PROVISIONS is revised to include the following:

RECEIVING AGENCY shall include in any financial audits of state funds received by PERFORMING AGENCY under this attachment a review to ensure compliance with the requirements of Department of State Health Services Rider 30, General Appropriations Act, 79th Legislature.

General Provisions, **Child Abuse Reporting Requirements** Article, first sentence, is replaced in its entirety:

PERFORMING AGENCY is required to comply with this article only as related to services provided under the following Attachments: Human Immunodeficiency Virus and Sexually Transmitted Diseases (all direct client care services for HIV and other sexually transmitted diseases funded under the Ryan White CARE Act Title II or general revenue), Title V Family Planning (CHS/FEE-FP), Title X Family Planning (CHS/TITLE X), Title XX Family Planning (CHS/TTLXX), Primary Health Care (CHS/PHC), Title V Maternal and Child Health (CHS/FEE), Special Supplemental Nutrition Program for Women, Infants, and Children (NSS/WIC-CARD), and the Services Delivery Integration project (SDI/FFS).

General Provisions, **Terms and Conditions of Payment** Article, is revised to include the following:

Funds made available in the initial contract term of September 1, 2004 through August 31, 2005 must be used for services performed on or after September 1, 2004 through August 31, 2005. Any funds that are not expended for services performed during that period are not available for services performed after August 31, 2005. PERFORMING AGENCY shall submit all claims and supporting documentation for dates of service between September 1, 2004 and August 31, 2005 to RECEIVING AGENCY no later than October 15, 2005.